

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

MARCUS JONES,

Plaintiff,

v.

SHERIFF JEWELL WILLIAMS, et al.

Defendant.

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CIVIL ACTION

NO. 18-491

ORDER

AND NOW, this 25th day of February, 2019, upon consideration of **(a)** the Motion to Dismiss by Defendants Jewell Williams and the City of Philadelphia (Doc. No. 17) and Plaintiff's Response (Doc. No. 22), and **(b)** the Motion to Dismiss by Defendant Deborah McGee (Doc. No. 18) and Plaintiff's Response (Doc. No. 23), it is hereby **ORDERED** that:

1. The Motion by Defendants Williams and the City of Philadelphia is **DENIED**.
2. The Motion by Defendant McGee is **GRANTED** and all claims against Defendant McGee are **DISMISSED WITHOUT PREJUDICE**.
3. Plaintiff shall have **thirty days (30)** from the date of this Order if he wishes to file a second amended complaint curing the deficiencies identified in the accompanying memorandum. Failure to file a second amended complaint in this time period will result in dismissal of his claims against Defendant McGee with prejudice.

BY THE COURT:

/s/ Mitchell S. Goldberg

MITCHELL S. GOLDBERG, J.